INTHE DISTRICT COURT OF THE UNITED STATES FOR THE MIDDLE DISTRICT OF ALABAMA EASTERN DIVISION

UNITED STATES OF AMERICA

U.S. DISTRICT COURT

V. MIDDLE DISTRICT ALA

MITCHEL EUGENE WELBORN

| CR. NO. 3:06CR157-WHA |
| (18 USC 1708) |

The United States Attorney charges:

COUNT 1

Between May 1, 2005 and May 7, 2005, within the Middle District of Alabama, the defendant,

MITCHELL EUGENE WELBORN,

did knowingly and willfully steal and take from and out of an authorized depository for mail matter, located in Opelika, Alabama, approximately 34 pieces of mail matter including letters, postal cards, bags, and other mail matter, in violation of Title 18, United States Code, Section 1708.

LEURA G. CANARY

United States Attorney

TOMMIE BROWN HARDWICK

Assistant United States Attorney